

April 14, 2004

Michigan Supreme Court  
Mr. Corbin Davis/Court Clerk  
925 W. Ottawa  
P.O. Box 30052  
Lansing, MI 48909

RE: ADM File No. 2003-04:

Dear Mr. Davis:

This is to voice my disapproval of the proposed changes, announced in February 2004 Criminal Defense Newsletter, regarding MCR 6500, et seq.


I disagree with three (3) changes in particular. The one year filing limit; 2) the 25 page limit; and 3) instead of establishing "cause and prejudice"; under the proposed new standard for entitlement for relief, a defendant must demonstrate that the complained-of error(s) was an irregularity so offensive as to seriously affect the fundamental fairness, integrity, or public reputation or judicial proceedings.

It is already difficult to overcome the current criteria for relief. These proposed changes will placed an almost insurmountable burden on me, an indigent prisoner, and others similarly situated who are pro se litigants untrained in law trying to obtain appellate relief on collateral review.

I hope that this Court will seriously consider the detrimental effects that said proposed changes will have on defendants in pro per.

Thank you for your time and assistance in this matter.

Sincerely,

  
Micheal Wimbush No. 153191  
Southern Michigan Correctional Facility  
4010 Cooper Street  
Jackson, MI 49201

